

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Dennis A. Cornell, Associate Justice; Honorable Charles S. Poochigian, Associate Justice; and Charlene Ynson, Clerk/Administrator, by Jeanette Zamorano, Assistant Deputy Clerk.

F057272 People v. Sivesind

Cause called and argued by Rudolph Kraft III, Esq., counsel for appellant and by Louis M. Vasquez, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Cornell, J. leaves the bench and is replaced by Gomes, J.

F056887 People v. Armas

Cause called and argued by Randy Kravis, Esq., counsel for appellant and by Melissa Lipon, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

F056408 People v. Senegal

Cause called and argued by Patricia Lea Brisbois, Esq., counsel for appellant and by Sarah Jacobs, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

F056592 Martinez, a Minor, etc. v. California Highway Patrol

Cause called and argued by Stuart B. Esner, Esq., counsel for appellant and by Daniel Lawrence Helfat, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Poochigian, J. leaves the bench and is replaced by Hill, J.

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F056800 Tolbert et al. v. Davis; A.H.D.C. et al.

Cause called and argued by John Barry Wallace, Esq., counsel for appellant and by James P. Lough, Esq., counsel for respondents. Richard C. Conway, Esq., counsel for defendants waived oral argument.

Cause ordered submitted.

Court recessed until Friday, February 19, 2010 at 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Herbert I. Levy, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Charlene Ynson, Clerk/Administrator, by Melissa Lopez, Assistant Deputy Clerk.

F055024 Melom v. City of Madera; Zelman Retail Partners, Inc.

Cause called and argued by Mark R. Wolfe, Esq., counsel for appellant and by Phillip Atkins-Pattenson, Esq., counsel for real party. Brent J. Richardson, Esq., counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Ardaiz, P.J. directs Levy, Acting P.J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Hill, J.

F057704 People v. Stewart

Cause called and argued by Mark Wilson King, Esq., counsel for appellant and by J. Robert Jibson, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

F057574 Nolte Sheet Metal Inc. v. Department of Industrial Relations; Division of Labor Standards Enforcement

Cause called and argued by Thomas M. Giovacchini, Esq., counsel for appellant and by Ramon Yuen-Garcia, Esq., counsel for real party. Nathan Dan Schmidt, Esq., counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Hill, J. leaves the bench and is replaced by Poochigian, J.

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**F056597 Dominguez v. Hanford Community Hospital et al.; Nagavalli; JJ & R
Emergency Medical Group of CA et al.; Wickremasinghe**

Cause called and argued by Brad Crosiglia, Esq., counsel for appellant and by Theodore Derk Poppinga, Esq., counsel for respondent and by Lisa Martin, Esq., counsel for respondent. Lawrence E. Wayte, Esq., counsel for respondents waived oral argument. Kevin Mark Smith, Esq., counsel for respondent waived oral argument.

Cause ordered submitted.

The court adjourns.

F056009 People v. James

Solely as to the count 7 assault with a deadly weapon charge against Guiliacci, the judgment is reversed and the matter is remanded with directions to the court to issue, and to send to each appropriate person a certified copy of, an appropriately amended abstract of judgment. James has no right to be present at that proceeding. Otherwise the judgment is affirmed. Gomes, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F056919 In re the Marriage of Birsen and Lawrence F. Blakeney

The judgment is affirmed. Costs are awarded to respondent, Lawrence F. Blakeney. Cornell, J.

We concur: Wiseman, Acting P.J.; Kane, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F056105 People v. Iniguez et al.

The judgment is affirmed in part and remanded with directions.
Gomes, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F059466 Hat v. Rampage Vineyard, LLC. et al.

Appellant having filed an abandonment and/or request for
dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the
above-entitled action is dismissed.

F057866 People v. Ruiz

Oral argument having been waived in the above-entitled case in
accordance with the provisions of a notice mailed to counsel, the case
is submitted for decision.